



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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5/9/03
NW

In re Application of: Lippard, S.J., et al.

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Attorney Docket No.: MTV-033.01

Serial No.: 09/901,466

Art Unit: 1641

Filing Date: July 9, 2001

Examiner: Mary Ceperley

For: *Fluorescein-Based Metal Sensors, and
Methods of Making and Using the Same*

Certificate of First Class Mailing

I hereby certify that the instant "*Response to Restriction Requirement*" is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 30, 2003
Date of Signature
and of Mail Deposit

By:


John Barretto

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

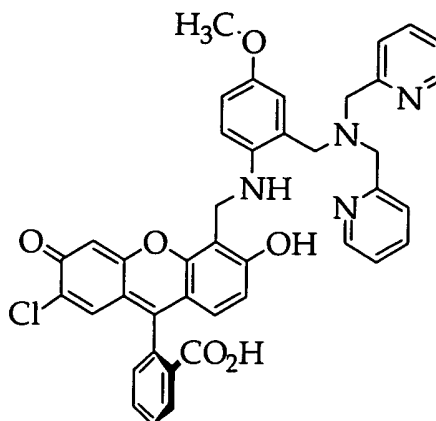
Dear Madam:

In response to the outstanding Restriction Requirement of December 30, 2002,
Applicants provisionally elect, with traverse, Group I, claims 1-11, 20-30, and 48. Further,
Applicants provisionally elect, with traverse, the species of formula 48, depicted below:

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For a restriction requirement to be valid, the Examiner must establish that the search and examination of the entire application cannot be made without serious burden. If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions. (M.P.E.P § 803). Accordingly, Applicants respectfully request examination of all claims simultaneously.

Any questions raised by this submission may be directed to the undersigned at (617) 832-1000. The Commissioner is hereby authorized to charge any underpayments, or credit any overpayments, to our **Deposit Account No. 06-1448**.

Respectfully submitted,
FOLEY HOAG LLP

Jennifer A. Zarutskie, Ph.D.
Reg. No. 50,558
Agent for Applicants

April 30, 2003
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